

**DOWE**  
**36293-050503**



***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***MAY 5, 2003  
9:00 A.M.***

***CITY COUNCIL CHAMBER***

***AGENDA***

- 1. Call to Order--Roll Call. (Council Members Dowe, Carder and Wyatt were absent.)**

A communication from Mayor Ralph K. Smith requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

**File #110-132**

**Approved (4-0)**

A communication from Mayor Ralph K. Smith requesting that Council convene in a Closed Meeting to discuss a special award, being the Shining Star Award, pursuant to Section 2.2-3711 (A)(10), Code of Virginia (1950), as amended.

**File #110-132**

**Approved (4-0)**

A communication from the City Manager requesting that Council convene in a Closed Meeting to consult with legal counsel on a specific legal matter requiring the provision of legal advice by counsel, being the terms and conditions of a contract in negotiation, pursuant to Section 2.2-3711 (A)(7), Code of Virginia (1950), as amended.

**File #110-132**

**Approved (6-0)**

**AT 9:05 A.M., THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE IMMEDIATELY RECONVENED IN THE EMERGENCY OPERATIONS CENTER CONFERENCE ROOM, ROOM 159.**



## ***COUNCIL WORK SESSION***

***MAY 5, 2003***

***9:00 A.M.***

***ROOM 159***

### ***AGENDA***

**(Council Member Carder was absent.)**

2. Items listed on the 2:00 p.m. Council docket requiring discussion/clarification; and additions/deletions to the 2:00 p.m. docket. (25 minutes)
3. Topics for discussion by the Mayor and Members of Council. (15 minutes)
4. Briefings by City staff:
  - Grandin Road and Memorial Bridge Traffic Calming Plan - (30 minutes)
  - Branding Update - (20 minutes)
  - Library (Request for Proposals) - (10 minutes)
  - Fair Housing - (10 minutes)

**AT 11:40 A.M.,THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE IMMEDIATELY RECONVENED IN CLOSED SESSION IN THE COUNCIL'S CONFERENCE ROOM.**



***ROANOKE CITY COUNCIL  
REGULAR SESSION***

***MAY 5, 2003  
2:00 P.M.***

***CITY COUNCIL CHAMBER***

***AGENDA***

**1. Call to Order--Roll Call. (All present)**

The Invocation was delivered by The Reverend Cynthia Long Lasher, Pastor, Glade Creek Lutheran Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Ralph K. Smith.

Welcome. Mayor Smith.

**The Mayor welcomed guests from Jalal-Abad, Kyrgystan, located in the heart of central Asia, who are participating in internships through Legacy International, which provides a nationwide training opportunity for citizen exchange for business managers and entrepreneurs and other diverse sectors from 11 countries of the former Soviet Union.**

**File #80**

## **NOTICE:**

Meetings of Roanoke City Council are televised live on RVTv Channel 3. Today's meeting will be replayed on Channel 3 on Thursday, May 8, 2003, at 7:00 p.m., and Saturday, May 10, 2003, at 4:00 p.m. Council meetings are now being offered with closed captioning for the hearing impaired.

## **ANNOUNCEMENTS:**

**THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.**

**THE CITY CLERK'S OFFICE NOW PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT [WWW.ROANOKEGOV.COM](http://WWW.ROANOKEGOV.COM), CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.**

**ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.**

**ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEGOV.COM, TO OBTAIN AN APPLICATION.**

## **2. PRESENTATIONS AND ACKNOWLEDGMENTS:**

A resolution paying tribute to the Honorable William H. Carder and expressing to him the appreciation of this city and its people for his exemplary public service.

**Adopted Resolution No. 36293-050503. (6-0, Council Member Carder abstained from voting.)**

**File #80-132**

Faith Christian School. Vice-Mayor C. Nelson Harris.

**File #3-215**

Proclamation declaring May 4 - 10, 2003, as National Drinking Water Week.

**File #3-468**

Proclamation declaring May 5 - 12, 2003, as National Historic Preservation Week.

**File #3-216**

## **3. CONSENT AGENDA**

**(APPROVED 7-0)**

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

- C-1 Minutes of the regular meetings of Council held on Monday, March 17, 2003, and Monday, April 7, 2003.

RECOMMENDED ACTION: Dispense with the reading thereof, and approve as recorded.

- C-2 A communication from the City Manager requesting that Council schedule a public hearing for Monday, May 19, 2003, at 7:00 p.m., or as soon thereafter as the matter may be heard, with regard to an option or sale of City-owned property described as Tract F in the Roanoke Centre for Industry and Technology.

RECOMMENDED ACTION: Concur in the request.  
File #2-166-450

## **REGULAR AGENDA**

**Gloria P. Manns was reappointed and Kathy G. Stockburger and David B. Trinkle were appointed as Trustees of the Roanoke City School Board for terms of office commencing July 1, 2003 and ending June 30, 2006.  
File #110-467**

### **4. PUBLIC HEARINGS: NONE.**

### **5. PETITIONS AND COMMUNICATIONS:**

- a. A communication from the Honorable William H. Carder tendering his resignation as a Member of Roanoke City Council, effective May 16, 2003.

**The communication was received and filed and the resignation was accepted with regret.  
File #132**

## 6. REPORTS OF OFFICERS:

a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. A communication recommending donation of 21 Apple computers to the City of Roanoke Public Schools for use at Westside Elementary School.

**Adopted Resolution No. 36294-050503. (7-0)**  
**File #262-467-472**

2. A communication recommending appropriation of funds in connection with completion of the Wireless Phase II, E-911 Service.

**Adopted Budget Ordinance No. 36295-050503. (7-0)**  
**File #60-188-383**

3. A communication recommending authorization to file an application for Industrial Access Program Funds in connection with Blue Hills Drive Extension.

**Adopted Resolution No. 36296-050503. (7-0)**  
**File #2-53-166-514**

4. A communication recommending revisions to the City Code in connection with downtown residential parking.

**Adopted Ordinance No. 36297-050503. (7-0)**  
**File #24-277-556**



5. A communication recommending acceptance of a Federal TANF Grant for job retention and wage advancement, and appropriation of funds.

**Adopted Budget Ordinance No. 36298-050503 and Resolution No. 36299-050503. (7-0)**  
**File #60-72-236**

6. A communication with regard to a new Event Zone Organization.

**Adopted Budget Ordinance No. 36300-050503 and Ordinance No. 36301-050503. (7-0)**  
**File #60-67-87**

b. DIRECTOR OF FINANCE:

1. Financial report for the month of March 2003.

**Received and filed.**  
**File #1-10**

2. A report recommending revisions to the City Code to provide authority to the Director of Finance to waive penalty and interest for invoices and parking tickets.

**Adopted Ordinance No. 36302-050503. (7-0)**  
**File #1-24-79-289**

3. A report recommending revisions to the City Code in connection with improvements to the parking ticket and decal ticket process.

**Adopted Ordinance Nos. 36303-050503 and 36304-050503. (7-0)**  
**File #5-24-111-289**

4. A report recommending revisions to the City Code in connection with assessment of administrative costs.

**Adopted Ordinance No. 36305-050503. (7-0)**  
**File #24-79-289**

**7. REPORTS OF COMMITTEES: NONE.**

**8. UNFINISHED BUSINESS: NONE.**

**9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.**

**10. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor, Vice-Mayor and Members of City Council.

**Council Member Wyatt inquired as to the status of a previous inquiry regarding City services that have been privatized. She also requested a briefing by the school system with regard to the procedure for issuing tickets for City high school graduation ceremonies to be held in June in the Auditorium at the Roanoke Civic Center.**

**File #192-467**

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

## **11. HEARING OF CITIZENS UPON PUBLIC MATTERS:**

**CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.**

**Ms. Eleanor Kasey, 1520 Shamrock Street, N. W., and Mr. Donald Hussey, 1612 Shamrock Street, N. W., reiterated concerns which were presented to Council in September 2002 with regard to the placement and appearance of a house on Shamrock Road that was moved into the neighborhood without prior notice to residents, and the potential decrease in property values of surrounding homes. They advised that the following issues are of concern to residents of the area:**

**The lawn has not been cut since the house was moved to the property in September 2002.**

**A large hole was dug in the yard for placement of a septic tank which was left uncovered.**

**The concrete foundation to the house has not been filled in.**

**What can the City do to expedite completion of the house; what can the neighborhood do to keep the house from being an eye sore; are there regulations pertaining to the parking of heavy equipment in residential neighborhoods over long periods of time; and in view of contributions by the City of Roanoke to Festival in the Park and Grandin Theatre renovations, etc., what types of City funds are available for northwest Roanoke residents?**

**How will residents be informed as to issues that affect their neighborhood in the future?**

**File #24-27-60-66-165-178**

**Mr. Robert Gravely, 3360 Hershberger Road, N. W., expressed concern with regard to lack of accountability and responsibility, low wages for City workers/citizens, increases in City taxes, and equality for all citizens of Roanoke.**

**File #66-79-184**

## **12. CITY MANAGER COMMENTS:**

**The City Manager responded to the remarks of Ms. Kasey and Mr. Hussey and advised that the Council received a communication earlier in the day in regard to the house on Shamrock Street, N. W. She stated that the City does not have mandatory sewer connection requirements unless the sewer line is located immediately adjacent to the property, and the sewer line for the house in question is approximately 200 feet from the residence. She explained that no septic systems should be permitted in the City of Roanoke and a measure will be submitted for the Council's consideration in the near future recommending mandatory sewer connection requirements, and the Council will be provided with information on associated costs because some areas of the City will require a pump station in addition to actual extension of the sewer line. She advised that she would provide residents of the area with a copy of the communication and she would meet with Ms. Kasey to discuss her concerns.**

**File #27**

**In regard to remarks regarding a hole that was dug in the yard for placement of a septic tank and left uncovered, Council Member Bestpitch requested a report on whether the City can require some type of cover or barricade to be erected to prevent accidents. The City Manager responded that the septic tank permit was issued by the Health Department, the Health Department is responsible for inspecting the septic system, and the City had no prior knowledge that a permit had been issued by the Health Department until the City was contacted by Ms. Kasey. She stated that the City will research the question of who has jurisdiction over any type of regulation of the site during the construction process and advise Council accordingly.**

**File #22-27-169**

**The City Manager called attention to Local Colors which will be held in the City of Roanoke on Sunday, May 18, 2003, that provides an opportunity to celebrate the diversity that exists in the Roanoke Valley. She called attention to the numerous cultural/entertainment opportunities that are available for citizens of Roanoke and encouraged citizens to support and enjoy the events.**

**File #317**

**At 3:55 p.m., the meeting was declared in recess for two closed sessions.**

**CERTIFICATION OF CLOSED SESSION. (5-0, Council Member Carder was absent and Council Member Dowe was out of the Council Chamber.)**

**The always following persons were appointed/reappointed to various City Council Appointed Committees:**

**Advisory Board of Human Services  
File #72-110**

**Vickie L. Price to replace  
Glenn D. Radcliffe, resigned,  
as a ex-officio member.**

**Fifth District Employment  
and Training Consortium  
File #110-246**

**Rolanda B. Russell to replace  
Glenn D. Radcliffe, resigned,  
as a City representative.**

**Human Services Committee  
File #72-110**

**Vickie L. Price to fill the  
unexpired term of Glenn D.  
Radcliffe, resigned, ending  
June 30, 2003.**

**Roanoke Interagency Council  
File #15-72-110**

**Vickie L. Price to replace  
Glenn D. Radcliffe, resigned.**

**AT 4:05 P.M., THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE RECONVENED AT 8:30 A.M., ON WEDNESDAY, MAY 7, 2003, IN THE NOEL C. TAYLOR MUNICIPAL BUILDING, EMERGENCY OPERATIONS CENTER CONFERENCE ROOM, ROOM 159, FOR COMMENCEMENT OF THE FISCAL YEAR 2003-04 BUDGET STUDY SESSION.**